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PTO/SB/01 (02-01)

Approved for use through 10/31/2002, OMB 0851-0035

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**POWER OF ATTORNEY OR
AUTHORIZATION OF AGENT**

Application Number	09/842,914
Filing Date	MAY 22, 2001
First Named Inventor	Magine, et al
Title	Underwater Alert System
Group Art Unit	3642
Examiner Name	D. Pihulic
Attorney Docket Number	DTM 0001

I hereby appoint:

☐ Practitioners at Customer Number

OR

☒ Practitioner(s) named below:

Name	Registration Number
KEVIN D. KASCHKE	35,767

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Examiner's first office action dated July 5, 2002

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☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).**SIGNATURE of Applicant or Assignee of Record**

Name	Daniel J. Magine
Signature	<i>Daniel J. Magine</i>
Date	10-15-2002

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of 1 forms are submitted.

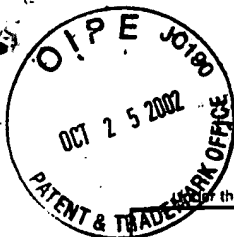
Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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PTO/SB/96 (08-00)

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Daniel J. MagineApplication No./Patent No.: 09/1862,914 Filed/Issue Date: May 22, 2001Entitled: Underwater Alert System
Daniel J. Magine a Sole Proprietor
 (Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. an assignee of less than the entire right, title and interest.
 The extent (by, percentage) of its ownership interest is _____ %

In the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. [] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
 The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
 The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
 The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet.

- [X] Copies of assignments or other documents in the chain of title are attached.
 [NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

10-15-02

Date

Daniel J. Magine

Typed or printed name

Daniel J. Magine

Signature

Sole Proprietor

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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Assignment and Agreement

WHEREAS, **Daniel J. Magine** of Inverness, Illinois, and **Kevin D. Kaschke** of Hoffman Estates, Illinois, hereinafter referred to as the "Assignors," have made certain inventions, developments and improvements described in a disclosure entitled "**Underwater Alert System**," having Docket Number **DJM0001**, described, illustrated and claimed in an application for Letters Patent of the United States of America filed on **May 22, 2001**, hereinafter referred to as the "Patent Application."

WHEREAS, **Daniel J. Magine** residing at 2217 W. Palatine Road, Inverness, Illinois 60067, hereinafter referred to as the "Assignee," desires to acquire the entire right, title and interest for the United States of America and for all countries foreign to the United States of America: in and to the certain inventions, developments and improvements described in the Patent Application, in and to the Patent Application, in and to any Letters Patent for the certain inventions, developments and improvements described in the Patent Application or based upon the Patent Application, and in and to any continuation, division, substitute, renewal, reissue, extension and all other patent applications that have been or will be filed for any of the certain inventions, developments and improvements described in the Patent Application, based upon the Patent Application, or based upon any Letters Patent for the certain inventions, developments and improvements described in the Patent Application, including all rights, such as a right to claim all priority rights, under any and all international conventions and treaties in respect of the foregoing interest and property in all countries foreign to the United States of America.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good, valuable and legally sufficient consideration, the receipt of which by the Assignors from the Assignee is hereby acknowledged, and intending to be legally bound hereby, the Assignors have sold, assigned and transferred, and by these presents do sell, assign and transfer to the Assignee, its successors, assigns and legal representatives, the entire right, title and interest for the United States of America and for all countries foreign to the United States of America: in and to the certain inventions, developments and improvements described in the Patent Application, in and to the Patent Application, in and to any Letters Patent for the certain inventions, developments and improvements described in the Patent Application or based upon the Patent Application, and in and to any continuation, division, substitute, renewal, reissue, extension and all other patent applications that have been or will be filed for any of the certain inventions, developments and improvements described in the Patent Application, based upon the Patent Application, or based upon any Letters Patent for the certain inventions, developments and improvements described in the Patent Application, including all rights, such as a right to claim all priority rights, under any and all international conventions and treaties in respect of the foregoing interest and property in all countries foreign to the United States of America.

The Assignors hereby authorize and request Commissioner of Patents of the United States of America and any corresponding authorities in countries foreign to the United States of America to issue any and all United States Letters Patent and any and all foreign Letters Patent, respectively, to the Assignee, its successors, assigns and legal representatives, in accordance with the terms of this Assignment, to have and to hold for the sole and exclusive use and benefit of the Assignee, its successors, assigns and legal representatives, to the full end of the term and terms for which the foregoing United States and foreign Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by the Assignors had this Assignment not been made.

The Assignors hereby covenant with the Assignee, its successors, assigns and legal representatives, for the Assignors, its successors, assigns and legal representatives, that, when requested, the Assignors, its successors, assigns and legal representatives will, at a reasonable charge to the Assignee, its successors, assigns and legal representatives and at their expense, sign all papers, take all rightful oaths, and do all acts that the Assignee, its successors, assigns and legal representatives shall consider necessary, desirable or convenient for assisting in securing, maintaining and enforcing Letters Patent for the certain inventions, developments and improvements described in the Patent Application in any and all countries in the world and for vesting title thereto in the Assignee, its successors, assigns and legal representatives, in accordance with the terms of this Assignment.

The Assignors hereby authorize the Assignee, its successors, assigns and legal representatives to apply for Letters Patent in countries foreign to the United States of America directly in Assignee, its successors, assigns and legal representatives own name. Assignors hereby authorize the Assignee or the Assignee's legal representative to fill in the application serial number above, if required.

The Assignors hereby covenant with the Assignee, its successors, assigns and legal representatives, that the interest and property hereby conveyed is free from all prior assignment, grant, mortgage, license or other encumbrance, and that the Assignors have full right to convey the interest and property as herein expressed.

IN TESTIMONY WHEREOF, the Assignors have executed this Assignment and Agreement.

Daniel J. Magine
Daniel J. Magine

5-22-01
Date

State of Illinois) SS:
County of Cook)

I, the undersigned Notary Public in and for the State of Illinois and the County of Cook, do hereby certify under my signature and notary seal that Daniel J. Magine, known to me to be the person who is described in and whose name is subscribed to the foregoing instrument, appeared in person before me this 22ND day of the month of May, 2001 and acknowledged to me that he executed and delivered the foregoing instrument as his own free and voluntary act and deed for the purposes and consideration therein expressed.

[Seal]



Kelly K. Norton
Notary Public

Kevin D. Kaschke
Kevin D. Kaschke

May 22, 2001
Date

State of Illinois) SS:
County of Cook)

I, the undersigned Notary Public in and for the State of Illinois and the County of Cook, do hereby certify under my signature and notary seal that Kevin D. Kaschke, known to me to be the person who is described in and whose name is subscribed to the foregoing instrument, appeared in person before me this 22nd day of the month of May, 2001 and acknowledged to me that he executed and delivered the foregoing instrument as his own free and voluntary act and deed for the purposes and consideration therein expressed.

[Seal]



Kelly K Norton
Notary Public